



General Assembly

January Session, 2015

Raised Bill No. 6397

LCO No. 2869



Referred to Committee on AGING

Introduced by:
(AGE)

AN ACT CONCERNING RETROACTIVE MEDICAID FOR HOME-CARE CLIENTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (h) of section 17b-342 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2015*):

4 (h) For purposes of this subsection, "penalty period" has the same
5 meaning as provided in section 17b-261q. An individual who is
6 otherwise eligible for services pursuant to this section shall, as a
7 condition of participation in the program, apply for medical assistance
8 benefits [pursuant to section 17b-260] when requested to do so by the
9 department and shall accept such benefits if determined eligible. The
10 Commissioner of Social Services, in accordance with 42 CFR 435.915,
11 shall provide payments for Medicaid-eligible services under the
12 medical assistance program retroactive not more than three months
13 before the date an eligible person applied for such assistance, provided
14 such applicant has not made a transfer of assets for less than fair
15 market value in the sixty months before applying. If the applicant has

16 made such a transfer, the commissioner, in accordance with 42 USC
17 1396p(c)(1)(D)(ii), shall begin any penalty period on the later of (1) the
18 first day of the month during or after the date of the transfer that
19 resulted in the penalty period, or (2) the date an otherwise eligible
20 applicant applied for medical assistance and would have been
21 receiving such assistance but for the imposition of a penalty period.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	July 1, 2015	17b-342(h)
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Statement of Purpose:

To apply the same Medicaid guidelines to home-care clients as are applied to nursing home residents who are eligible for Medicaid.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]